

PATENT
Docket No.: EWLF-1230

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 3738

Examiner: Javier G. Blanco

Serial No.: 09/811,360

Filed: March 16, 2001

In re Application of: Eugene M. Wolf

For: FACILE TOTAL SHOULDER ARTHROPLASTY APPARATUS AND METHOD

#141D
QH 11/8/03
mark

Certificate of Facsimile

I hereby certify that this correspondence is being faxed to Technology Center 3700 of the United States Patent and Trademark Office, facsimile no 1 703 872-9302 and addressed to Director of Patents, Washington, D.C 20231 on 1-3-03. Signed Gerry Ubau
Gerry Ubau

SUPPLEMENTAL ELECTION

Director of Patents
Washington, D.C. 20231

Dear Sir,

Further to the Election filed October 9, 2002, and in reply to the Office Action mailed December 16, 2002 and a follow-up telephone discussion with the Examiner, Applicant respectfully submits the following provisional election of species and remarks, as well as an amendment and clean version of the pending claims:

1, 3-25, 27-43, 50-55

Applicant respectfully elects:

- (a) Species A under "Humeral Head";
- (b) Species B under "Fins";
- (c) Species B under "Cur Humeral Surface"; and
- (d) Species B under "Guide".

Void date: 01/09/2003 THARGROV
01/09/2003 THARGROV 00000004 500612 09811360
01 FC:1201 1176.00 CR
02 FC:1202 18.00

Please note that Applicant respectfully reiterates the traversal of the Examiner's assertion that currently no claims are generic. Instead, it is respectfully submitted that all of the pending independent claims are generic.

01/09/2003 THARGROV 00000004 500612 09811360
01 FC:1201 1176.00 CR
02 FC:1202 18.00

01/09/2003 THARGROV 00000007 500612 09811360
01 FC:1201 84.00
02 FC:1202 252.00